





Robert Greene Sterne Edward J. Kessler Jorge A. Goldstein David K.S. Cornwe Michael V. Messinger

Judith U. Kim Timothy J. Shea, Jr. Patrick E. Garrett Heidi L. Kraus Donald R. Banowit S. Weaver Vincent L. Capuano Albert J. Fasulo II\* Brian J. Del Buono

Joseph S. Ostroff Frank R. Cottingham Christine M. Lhulier Rae Lynn Prengaman Jane Shershenovich\* Lawrence J. Carroll Rodney G. Maze Jason D. Eisenber

LuAnne M. Yuricek\*

Registered Patent Agents Nancy J. Leith Ann E. Summerfield Helene C. Carlson Gaby L. Longsworth Matthew J. Dowd Aaron L. Schwartz Angelique G. Uy Mary B. Tung Katrina Y. Pei Bryan L. Skelton Robert A. Schwartzman Timothy A. Doyle Jennifer R. Mahalingappa

Of Counsel Kenneth C. Bass III Lisa A. Dunner Evan R. Smith

Admitted only in Maryland Admitted only in Virginia Practice Limited to Federal Agencies

March 21, 2003

WRITER'S DIRECT NUMBER: (202) 772-8782

RECEIVED

**INTERNET ADDRESS:** GBARDMES@SKGF.COM

MAR 2 5 2003

Art Unit 2122

Technology Center 2100

Re:

Commissioner for Patents

Washington, D.C. 20231

U.S. Utility Patent Application

Appl. No. 09/560,555; Filed: April 28, 2000

Method and Computer Program Product for Precise Feedback Data

Generation and Updating for Compile-Time Optimizations

Inventors:

Stephenson et al.

Our Ref:

15-4-910.00 (1452.3010000/MBR/GSB)

Sir:

In response to the final Office Action dated December 23, 2003, transmitted herewith for appropriate action are the following documents:

- 1. Amendment and Reply Under 37 C.F.R.§ 1.116; and
- 2. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency. or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

George S. Bardmesser Attorney for Applicants Registration No. 44,020

SKGF\_DC1:114580.1

MBR/GSB:krh **Enclosures** 

Sterne, Kessler, Goldstein & Fox PLLC. : 1100 New York Avenue, NW : Washington, DC 20005 : 202.371.2600 f 202.371.2540 : www.skqf.com





#8/B 4.E 3.2803

In re application of:

Stephenson et al.

Appl. No. 09/560,555

Filed: April 28, 2000

For:

Method and Computer Program

Product for Precise Feedback
Data Generation and Updating
for Compile-Time Optimizations

Confirmation No.: 3306

Art Unit: 2122

Examiner: Gross, Kenneth A.

Atty. Docket: 15-4-910.00

(1452.3010000/MBR/GSB)

RECEIVED

MAR 2 5 2003

Technology Center 2100

Amendment And Reply Under 37 C.F.R. § 1.116

Commissioner for Patents Washington, D.C. 20231

Sir:

In reply to the Office Action dated **December 23, 2002**, Applicants submit the following Amendment and Remarks. This Amendment is provided in the following format:

- (A) A clean version of each replacement paragraph/section/claim along with clear instructions for entry;
- (B) Starting on a separate page, appropriate remarks and arguments. 37 C.F.R. § 1.121 and MPEP § 714; and
- (C) Starting on a separate page, a marked-up version entitled: "Version with markings to show changes made."

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent